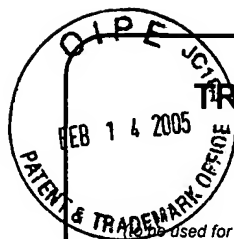


JFW

PTO/SB/21 (09-04)



# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/768,778
Filing Date	January 30, 2004
First Named Inventor	Matlock, George
Art Unit	3762
Examiner Name	Unassigned
Attorney Docket Number	017761-003900US

## ENCLOSURES (Check all that apply)

- |   |  |  |
|---|--|--|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input checked="" type="checkbox"/> Information Disclosure Statement<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Reply to Missing Parts/ Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br><input type="checkbox"/> Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>Form PTO/SB/08A (2 pgs.);<br>References (5); and<br>Return Postcard |
|---|--|--|

Remarks

The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Townsend and Townsend and Crew LLP		
Signature	<i>Craig P. Wong</i>		
Printed name	Craig P. Wong		
Date	2/10/2005	Reg. No.	45,231

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature	<i>Masha M. Martinenko</i>		
Typed or printed name	MASHA M. MARTINENKO		

Date	February 19, 2005
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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 10, 2005



By: Masha M. Montero

PATENT  
Attorney Docket No.: 017761-003900US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

GEORGE MATLOCK

Application No.: 10/768,778

Filed: January 30, 2004

For: ELECTRICALLY  
HEATED/PHASE CHANGE PROBE  
TEMPERATURE CONTROL

Examiner: Unassigned

Art Unit: 3762

**INFORMATION DISCLOSURE  
STATEMENT UNDER  
37 CFR §1.97 and §1.98**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO/SB/08A are being called to the attention of the Examiner.

Copies of the U.S. patent documents, cite nos. AA-BG, are not enclosed. Copies of the foreign patent documents, cite nos. BH-BL, are enclosed herewith.

Applicants would like to bring to the attention of the Examiner that all of the U.S. patent documents cited herein, with the exception of U.S. Patent No. 6,413,255 (cite no. AL), are commonly owned with this application.

It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that no fee is required for submission of this statement. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

Date: 2/10/05

By: Craig P. Worlg  
Craig P. Worlg  
Reg. No. 45,231

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CPW:mmm  
60411003 v1



<b>Substitute for form 1449 PTO</b> <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)		<b>Complete if Known</b>	
		Application Number	10/768,778
		Filing Date	January 30, 2004
		First Named Inventor	Matlock, George
		Art Unit	3762
		Examiner Name	Unassigned
Sheet 1	of 2	Attorney Docket Number	017761-003900US

U.S. PATENT DOCUMENTS+					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number Kind Code <sup>2</sup> (if known)			
	AA	US-6,035,238	03/07/2000	Ingle et al.	
	AB	US-6,044,847	04/04/2000	Carter et al.	
	AC	US-6,081,749	06/27/2000	Ingle et al.	
	AD	US-6,091,995	07/18/2000	Ingle et al.	
	AE	US-6,139,569	10/31/2000	Ingle et al.	
	AF	US-6,156,060	12/05/2000	Roy et al.	
	AG	US-6,216,704	04/17/2001	Ingle et al.	
	AH	US-6,236,891	05/22/2001	Ingle et al.	
	AI	US-6,283,987	09/04/2001	Laird et al.	
	AJ	US-6,292,700	09/18/2001	Morrison et al.	
	AK	US-6,322,584	11/27/2001	Ingle et al.	
	AL	US-6,413,255	07/02/2002	Stern et al.	
	AM	US-6,416,504	07/09/2002	Mosel et al.	
	AN	US-6,461,332	10/08/2002	Mosel et al.	
	AO	US-6,480,746	11/12/2002	Ingle et al.	
	AP	US-6,533,780	03/18/2003	Laird et al.	
	AQ	US-6,546,934	04/15/2003	Ingle et al.	
	AR	US-6,572,639	06/03/2003	Ingle et al.	
	AS	US-6,579,266	06/17/2003	Mosel et al.	
	AT	US-6,587,731	07/01/2003	Ingle et al.	
	AU	US-6,685,623	02/03/2004	Presthus et al.	
	AV	US-6,743,165	06/01/2004	Mosel et al.	
	AW	US-6,772,013	08/03/2004	Ingle et al.	
	AX	US-6,776,779	08/17/2004	Roy et al.	
	AY	US-6,830,052	12/14/2004	Carter et al.	
	AZ	US-6,836,688	12/28/2004	Ingle et al.	
	BA	US-6,840,954	01/11/2005	Dietz et al.	
	BB	US-6,852,110	02/08/2005	Roy et al.	
	BC	US-2003-0181965 A1	09/25/2003	Levy et al.	
	BD	US-2003-0144576 A1	07/31/2003	Presthus et al.	
	BE	US-10/759,732	01/15/2004	Mosher et al.	
	BF	US-10/768,778	01/30/2004	Matlock	
	BG	US-10/768,780	01/30/2004	Mosher et al.	

FOREIGN PATENT DOCUMENTS						
Examiner	Cite	Foreign Patent Document	Publication Date	Name of Patentee or	Pages, Columns,	T <sup>3</sup>

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Kind Codes of U.S. Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.  
60411003 v1



<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)		<b>Complete if Known</b>			
		Application Number	10/768,778		
		Filing Date	January 30, 2004		
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		Art Unit	3762		
		Examiner Name	Unassigned		
Sheet	2	of	2	Attorney Docket Number	017761-003900US

		Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)			
	BH	PCT	WO 03/061456 A2		07/31/2003	Sciogen LLC	<input type="checkbox"/>
	BI	PCT	WO 03/065915 A1		08/014/2003	Thermage, Inc.	<input type="checkbox"/>
	BJ	PCT	WO 03/065916 A1		08/14/2003	Thermage, Inc.	<input type="checkbox"/>
	BK	PCT	WO-03/065917 A1		08/14/2003	Oratec Interventions, Inc.	<input type="checkbox"/>
	BL	PCT	WO 03/068095 A1		08/21/2003	Oratec Interventions, Inc.	<input type="checkbox"/>

Examiner Signature		Date Considered	
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